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5 IN THE UNITED STATES DISTRICT COURT
6
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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9 JENS ERIK SORENSEN, as Trustee of
10 SORENSEN RESEARCH AND DEVELOPMENT
TRUST,

No. C 08-00096 CW
ORDER VACATING
CLERK'S ENTRY OF
DEFAULT

11 Plaintiff,

12 v.

13 AMPRO TOOLS CORPORATION; FRENWAY
14 PRODUCTS, INC.; AMPRO NORTH AMERICA
CORP.; and SCOTT WANG,

15 Defendants.

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17 On February 10, 2009, the Court denied AmPro Tools' motion to
18 dismiss and ordered it to file an answer by March 2. AmPro North
19 America was required to file a response to Sorensen's first amended
20 complaint by February 23. AmPro North America did not meet this
21 deadline; and on February 26, Sorensen requested that the clerk
22 enter default against it. On March 2, AmPro North America filed
23 its answer. On March 3, the clerk entered default against AmPro
24 North America.

25 AmPro North America argues that default should not have been
26 entered because it mistakenly believed that it had until March 2 to
27 file a response. AmPro North America erred in reading the Court's
28 February 10 order, which applied only to AmPro Tools.

1 Nevertheless, the Court excuses this error, and vacates the clerk's
2 entry of default.

3 IT IS SO ORDERED.

4 Dated: 3/9/09

Claudia Wilken

5 CLAUDIA WILKEN
6 United States District Judge